Senate File 148 - Introduced

SENATE FILE 148 BY CHAPMAN

A BILL FOR

- 1 An Act relating to assisting federal agencies in the
- 2 collection of data or metadata, and including effective date
- 3 provisions.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. NEW SECTION. 823.1 Short title.
- 2 This chapter shall be known and may be cited as the "Iowa
- 3 Fourth Amendment Protection Act".
- 4 Sec. 2. NEW SECTION. 823.2 Prohibitions.
- 5 Notwithstanding any law, regulation, or order to the
- 6 contrary, an agency of this state, political subdivision
- 7 of this state, or employee of such an agency or political
- 8 subdivision acting in the employee's official capacity, or
- 9 a corporation providing services on behalf of this state
- 10 or a political subdivision of this state shall not assist,
- 11 participate with, or provide material support or resources
- 12 to enable or facilitate, a federal agency in the collection
- 13 of electronic data or metadata of any person, without that
- 14 person's informed consent, or without a warrant, based upon
- 15 probable cause, that particularly describes the person,
- 16 place, or thing to be searched or seized, or without acting in
- 17 accordance with a legally recognized exception to the warrant
- 18 requirements.
- 19 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
- 20 immediate importance, takes effect upon enactment.
- 21 EXPLANATION
- The inclusion of this explanation does not constitute agreement with
- 23 the explanation's substance by the members of the general assembly.
- 24 This bill relates to assisting federal agencies in the
- 25 collection of data or metadata.
- 26 The bill names the legislation the "Iowa Fourth Amendment
- 27 Protection Act".
- 28 The bill prohibits an agency of this state, political
- 29 subdivision of this state, or employee of an agency or
- 30 political subdivision acting in the employee's official
- 31 capacity, or a corporation providing services on behalf of this
- 32 state or a political subdivision of this state from assisting,
- 33 participating with, or providing material support or resources
- 34 to enable or facilitate a federal agency in the collection of
- 35 electronic data or metadata of any person, without the person's

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- 1 consent, or without a valid warrant based upon probable cause.
- 2 The bill takes effect upon enactment.